

IN THE UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF NORTH CAROLINA
CHARLOTTE DIVISION
3:07-CV-163-RJC

SHELL TRADEMARK MANAGEMENT BV,
and MOTIVA ENTERPRISES LLC
Plaintiffs,

v.

RAY THOMAS PETROLEUM
COMPANY, INC.
Defendant.

PLAINTIFFS' EXHIBIT LIST

The Plaintiffs, **Shell Trademark Management BV and Motiva Enterprises LLC**, may offer the following exhibits at trial:

EXHIBIT NO.	DESCRIPTION OF EXHIBIT	IDENTIFIED BY	ADMITTED BY
1.	01/01/04; Motiva Enterprises' Wholesale Marketer Agreement		
2.	10/25/04; 2004 Settlement Agreement		
3.	11/01/04 - 12/31/04; Ray Thomas Petroleum's Breakdown of Shell Product Purchases		
4.	11/01/04 - 12/31/04; Ray Thomas Petroleum's Fuel Management Delivery Log for 11/01/04-12/31/04		
5.	2004; Ray Thomas Petroleum's Summary and Backup Data for Net Profit		
6.	01/01/05 - 12/31/05; Ray Thomas Petroleum's Breakdown of Shell Product Purchases		

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7.	01/01/05 - 12/31/05; Ray Thomas Petroleum's Fuel Management Delivery Log		
8.	2005; Ray Thomas Petroleum's Summary and Backup Data for Net Profit		
9.	09/26/06; Motiva Enterprises' Termination Letter to Ray Thomas Petroleum		
10.	12/31/06; Independent Accountants' Compilation Report & Financial Statement		
11.	01/01/06 - 09/26/06; Ray Thomas Petroleum's Breakdown of Shell Product Purchases		
12.	01/01/06 - 09/21/06; Ray Thomas Petroleum's Fuel Management Delivery Log		
13.	2006; Ray Thomas Petroleum's Summary and Backup Data for Net Profit		
14.	2006; Ray Thomas Petroleum's Corporate Tax Return		
15.	2006; Franco Energy LLC's Profit & Loss Schedule C		
16..	2004, 2005 & 2006; Ray Thomas Petroleum's Gross Profit Analysis Summary of Shell Product		
17.	2004, 2005 & 2006; Ray Thomas Petroleum's Gross Profit per Gallon Analysis of Non-Shell Product		
18.	2004, 2005 & 2006; Ray Thomas Petroleum's Net Profit Summary Sheet for Non-Shell Product		

EXHIBIT NO.	DESCRIPTION OF EXHIBIT	IDENTIFIED BY	ADMITTED BY
19.	2004, 2005 & 2006; Ray Thomas Petroleum's Net Profit Work Paper for Shell Product for Gasland # 1 (Cherryville, NC station)		
20.	2004, 2005 & 2006; Ray Thomas Petroleum's Net Profit Work Paper for Shell Product for Gasland # 7 (Shelby, NC station)		
21.	2004, 2005 & 2006; Ray Thomas Petroleum's Net Profit Work Paper for Shell Product for Gasland # 9 (Gaffney, SC station)		
22.	2004, 2005 & 2006; Ray Thomas Petroleum's Net Profit Work Paper for Shell Product for Community Mart # 1 (Lawndale, NC station)		
23.	2004, 2005 & 2006; Ray Thomas Petroleum's Net Profit Work Paper for Shell Product for Red Rocket (Rock Hill, SC station)		
24.	2004, 2005 & 2006; Ray Thomas Petroleum's Net Profit Work Paper for Shell Product for Soda Shoppe (Mocksville, NC station)		
25.	01/2004 - 12/2008; Motiva's Service Level by Terminal		
26.	01/28/04 - 12/08/08; Star Mail Notices		
27.	2005; Motiva's Supply Service Issues 2006; Motiva's Supply Service Issues 2007; Motiva's Supply Service Issues 2008; Motiva's Supply Service Issues		
28.	Jeffrey Rubin's Curriculum Vitae		

EXHIBIT NO.	DESCRIPTION OF EXHIBIT	IDENTIFIED BY	ADMITTED BY
29.	Jeffrey Rubin's Back-Up Data to Support Calculation Summary – produced to defendant on 1/10/09 via email (doc # 531010)		
30.	Jeffrey Rubin's Calculation Summary		
31.	Jeffrey Rubin's Summary of Volume of Gasoline Grades		
32.	Jeffrey Rubin's Summary of Lost Profits		
33.	11/25/08; L. Ray Thomas' Deposition Transcript		
34.	12/02/08; Wesley Gantt's Deposition Transcript		
35.	4/28/09; L. Ray Thomas' Deposition Transcript		
36.	4/28/09; Jack Woerner's Deposition Transcript		
37.	5/27/09; Layne Polocheck's Deposition Transcript		

Dated: July 10, 2009

Respectfully Submitted,

PLAINTIFFS SHELL TRADEMARK
MANAGEMENT BV and MOTIVA
ENTERPRISES LLC,

By: /s/ Paul D. Sanson

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CERTIFICATE OF SERVICE

I hereby certify that, on this 10th day of July 2009, a copy of the foregoing was filed electronically and served by mail on anyone unable to accept electronic filing. Notice of this filing will be sent by e-mail to all parties by operation of the Court's electronic filing system or by mail to anyone unable to accept electronic filing. Parties may access this filing through the Court's CM/ECF System.

/s/ Paul D. Sanson
Paul D. Sanson